

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

| | | |
|---|---|--------------------------------|
| GARY L. BLAKE, JR., |) | CASE NO. 4:08CV1176 |
| |) | |
| Plaintiff, |) | JUDGE PETER C. ECONOMUS |
| |) | |
| v. |) | |
| |) | |
| MICHAEL J. ASTRUE, |) | MEMORANDUM OPINION |
| Commissioner of Social Security, |) | AND ORDER |
| |) | |
| Defendant. |) | |
| |) | |

This matter is an action to review a final decision of the Commissioner of Social Security denying Plaintiff's application for a period of Disability Insurance Benefits under Title II of the Social Security Act, 42 U.S.C. § 416(i).

On August 25, 2008, the instant matter was automatically referred to United States Magistrate Judge Nancy A. Vecchiarelli, pursuant to L.R. 72.2(b), for the issuance of a Report and Recommendation. On February 13, 2009, Magistrate Judge Vecchiarelli issued a Report and Recommendation advising that the final decision of the Commissioner should be affirmed. (Dkt. # 16).

Rule 72(b) of the Federal Rules of Civil Procedure provides that objections to a report and recommendation must be filed within ten (10) days after service. See FED. R. CIV. P. 72 (b). However, the Plaintiff has failed to timely file any such objections. Therefore, the Court concludes that the Plaintiff is satisfied with the Magistrate Judge's recommendation. Any further review by this Court would be a duplicative and an

inefficient use of the Court's limited resources. See Thomas v. Arn, 728 F.2d 813 (6th Cir. 1984), *aff'd*, 474 U.S. 140 (1985); Howard v. Secretary of Health and Human Services, 932 F.2d 505 (6th Cir. 1991); United States v. Walters, 638 F.2d 947 (6th Cir.1981).

Therefore, the Report and Recommendation of Magistrate Judge Vecchiarelli (Dkt. # 16) is hereby **ADOPTED**. The final decision of the Commissioner of Social Security is hereby **AFFIRMED**. Accordingly, the instant matter is **DISMISSED**.

IT IS SO ORDERED.

/s/ Peter C. Economus – March 9, 2009
PETER C. ECONOMUS
UNITED STATES DISTRICT JUDGE